



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 5
77 WEST JACKSON BOULEVARD
CHICAGO, IL 60604-3590

DEC 30 2004

REPLY TO THE ATTENTION OF

(AE-17J)

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Harold Hunt
Vice President of Global Operations
Rotary Lift
P.O. Box 1560
Madison, Indiana 47250-0560

Re: In the Matter of Dover Industries, Inc. d/b/a Rotary
Lift, Madison, Indiana
EPA-5-05-113(a)-IN-04

Dear Mr. Hunt:

Enclosed is a signed copy of the final signed Administrative
Consent Order in the above-referenced matter.

If you have any technical questions about this Administrative
Consent Order, please contact Katherine Keith, of my staff, at
(312) 353-6956. Legal questions should be directed to Louise
Gross at (312) 886-6844.

Sincerely yours,

A handwritten signature in cursive script, appearing to read "Brent Marable".

Brent Marable, Chief
Air Enforcement and Compliance Assurance Section (IL/IN)

Enclosure

cc: James M. Hauck
Hatchett & Hauck, LLP

David McIver, Chief
Office of Enforcement Air Section
Indiana Department of Environmental Management

**UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 5**

IN THE MATTER OF:)	
)	
Dover Industries, Inc.)	Administrative Consent Order
d/b/a Rotary Lift)	
Madison, Indiana)	EPA-5-05-113(a)-IN-04
)	
Proceeding Under Sections)	
113(a)(1) and 114(a)(1) of)	
the Clean Air Act, 42 U.S.C.)	
§§ 7413(a)(1) and 7414(a)(1))	

Administrative Consent Order

The Director of the Air and Radiation Division, United States Environmental Protection Agency (U.S. EPA), Region 5, is issuing this Order to Dover Industries, Inc. d/b/a Rotary Lift (Rotary Lift) under Sections 113(a)(1) and 114(a)(1) of the Clean Air Act (Act), 42 U.S.C. §§ 7413(a)(1) and 7414(a)(1).

Statutory and Regulatory Background

1. Each state must submit to the Administrator of U.S. EPA a plan for attaining and maintaining the National Ambient Air Quality Standards under Section 110 of the Act, 42 U.S.C. § 7410.
2. On February 16, 1982, U.S. EPA approved rule APC 19 as part of the federally enforceable State implementation plan (SIP) for Indiana. 47 Fed. Reg. 6622. On October 7, 1994, U.S. EPA approved 326 IAC 2-1 as a revision to the Indiana SIP. 59 Fed. Reg. 51108. Both rules contain State construction, registration and operation permit requirements.
3. On October 27, 1982, U.S. EPA approved 325 IAC Article 8 as part of the Indiana SIP. 47 Fed. Reg. 47552. On February 18, 1997 U.S. EPA approved Indiana's recodification of this provision as 326 IAC Article 8. 62 Fed. Reg. 7193. These rules establish emissions limits and other requirements applicable to sources of Volatile Organic Compounds (VOC).
4. 326 IAC 8-2 contains requirements applicable to sources

determination more than 30 days prior to the effective date of this Order.

12. IDEM has issued an operating permit to Rotary Lift under Title V of the Clean Air Act, 42 U.S.C. § 7661 et seq., 40 C.F.R. Part 70 and 326 IAC 2-7. Condition D.1.3 of this permit requires Rotary Lift to meet, at its Wet Paint Booth (EU 1-2) and Epoxy Paint Booth (EU 2-2), a VOC limit of 3.5 pounds of VOCs per gallon of coating less water, for forced warm air-dried coatings, pursuant to 326 IAC 8-2-9.

13. The parties believe that the Compliance Program identified below provides a reasonable means for Rotary Lift to achieve and maintain compliance with the Indiana SIP regulations identified above.

Compliance Program

14. As discussed further below, by the effective date of this order, Rotary Lift must achieve, demonstrate, and maintain compliance with Condition D.1.3 of the Title V permit at its Madison, Indiana facility.

15. Rotary Lift must ensure that the VOC content of forced warm air-dried coatings applied on its miscellaneous metal parts and products coating lines does not exceed 3.5 pounds per gallon of coating, excluding water, as applied.

16. Rotary Lift must maintain records that document that the VOC content of each coatings used in its miscellaneous metal parts and products coating lines comply with Paragraph 14. These records shall include, at a minimum:

- a. Purchase orders, invoices, material safety data sheets, and any other record, as necessary to determine the type of coating used and the VOC content, less water; and
- b. When solvents are added to a coating, Rotary Lift shall calculate the VOC content, less water, of each coating, as applied.

equitable, which Rotary Lift may have in any future administrative or judicial proceeding.

28. This Order is effective on the date of signature by the Director of the Air and Radiation Division. It shall terminate two years from that date, provided that Rotary Lift has complied with the terms of this Order throughout its duration.

Date

Harold Hunt
Harold Hunt
Vice President of Global Operations
Rotary Lift

12/30/04
Date

William L. MacDowell
for Stephen Rothblatt, Director
Air and Radiation Division

CERTIFICATE OF MAILING

I, Betty Williams, do hereby certify that a final
Administrative Consent Order, EPA-5-01-113(a)IN-04, was sent by
Certified Mail, Return Receipt Requested, to:

Harold Hunt
Vice President of Global Operations
Rotary Lift
P.O. Box 1560
Madison, Indiana 47250-0560


I also certify that a copy of the final Administrative
Consent Order was sent by First Class Mail to:

James M. Hauck
Hatchett & Hauck, LLP
10 West Market Street
Suite 1025
Indianapolis, Indiana 46204

and

David McIver, Chief
Office of Enforcement Air Section
Indiana Department of Environmental Management
100 North Senate Avenue, Room 1001
Indianapolis, Indiana 46206-6015

on the 3rd day of January 2005


Betty Williams, Administrative
Program Assistant
AECAS (IL/IN)

CERTIFIED MAIL RECEIPT NUMBER: 7001 0320 0005 8909 8169